

28
PATENTS 7/6IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ted Christopher

Examiner: F. Jaworski

Serial No.: 08/746,360

Art Unit: 3737

Filed: November 8, 1996

Docket: 9872

For: FINITE AMPLITUDE DISTORTION-
BASED INHOMOGENEOUS PULSE
ECHO ULTRASONIC IMAGING

Dated: June 29, 2000

Assistant Commissioner for Patents
Washington, DC 20231

FAX RECEIVED

JUN 29 2000

LETTER

GROUP 3700

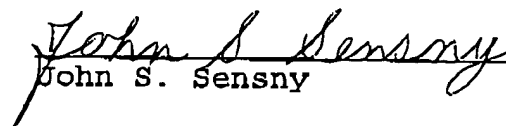
Sir:

In February of this year, a Petition to institute a Public Use Proceeding was granted. The application was then forwarded to the Examiner to set a schedule of times for taking testimony. Applicant respectfully requests that the Examiner promptly issue that schedule.

Both the Applicant and the Patent Examiners have already spent a very substantial amount of time on this application, and the application, except for the Public Use

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: June 29, 2000
John S. Sensny

Proceeding, is in a very advanced stage. Among other matters, two Office Actions and two other Official Communications have been issued in this case, two protests have been filed, two amendments have been filed, and a voluminous amount of prior art has been considered and studied both by the Examiners and the Applicant.

Based on these Office Actions and the voluminous art already made of record in this case, it is the opinion of the undersigned that the Applicant is entitled to allowed claims in this case, even if the alleged prior use discussed in the Petition to institute the Public Use Proceeding is in fact prior art. Accordingly, it is respectfully submitted that any undue delay in connection with the Public Use Proceeding is delaying a prompt allowance of this application and a prompt issuance of a patent for Applicant's invention.

Significant commercial interest has been shown in the technology disclosed in this application and commercialization of this technology is believed probable. Resolution of the patent claims is important to the development of that technology. In addition, barring some exceptional circumstances, the rights under any patent granted on this application will expire on a fixed date, twenty years after the filing date. Because of this, any delay in proceeding with this case is reducing the term of the patent rights for Applicant's invention.

Numerous patents disclosing ultrasonic imaging procedures have recently issued, even though the applications for these patents were filed considerably later than the present application. These recently issued patents include U.S. Patents 5,879,303, 5,846,202 and 5,833,614.

For the reasons set forth above, Applicant respectfully requests that the Examiner promptly issue a schedule for testimony in the Public Use Proceeding. If the Examiner believes that Applicant's Attorneys can be of any assistance with this matter, the Examiner is requested to telephone the undersigned.

Respectfully submitted,

John S. Sensny
John S. Sensny
Registration No. 28,757

SCULLY, SCOTT, MURPHY & PRESSER
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

JSS/gc

FAX RECEIVED

JUN 29 2000

GROUP 3700

SCULLY, SCOTT, MURPHY & PRESSER
400 GARDEN CITY PLAZA
GARDEN CITY, NEW YORK 11530

Telephone: (516) 742-4343
Facsimile: (516) 742-4366
Telex: 230 901 SANS UR
E-Mail: ssmpp@pipeline.com

3737
FAX RECEIVED

JUN 29 2000

GROUP 3700

FACSIMILE TRANSMISSION

To: Examiner Jaworski
Art Unit: 3305
Date: June 29, 2000

Fax #: 1-703-305-3590
Pages: 7 including cover sheet

From: John S. Sensny

Re: Ted Christopher
U.S. Serial No. 08/746,360
Filed: November 8, 1996
Our Docket: 9872

COMMENTS:

1. Transmittal Letter in duplicate.
2. Certificate of Transmission By Facsimile (37 CFR 1.8)
3. Letter.

If there are any problems concerning this facsimile, please call (516) 742-4343 and ask for Grace Colucci.

CONFIDENTIALITY: The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right of publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

TRANSMITTAL LETTER
(General - Patent Pending)Docket No.
9872In Re Application Of: **Ted Christopher**Serial No.
08/746,360Filing Date
November 8, 1996Examiner
F. JaworskiGroup Art Unit
3737Title: **FINITE AMPLITUDE DISTORTION-BASED INHOMOGENEOUS PULSE ECHO ULTRASONIC IMAGING**TO THE ASSISTANT COMMISSIONER FOR PATENTS:Transmitted herewith is: **LETTER****FAX RECEIVED****JUN 29 2000****GROUP 3700**

In the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-3886/RCT** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: **June 29, 2000**

John S. Sensny
Signature
John S. Sensny
Registration No. 28,757

SCULLY, SCOTT, MURPHY & PRESSER
400 Garden City Plaza
Garden City, New York 11530
(516)742-4343

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)Applicant(s): **Ted Christopher**

Docket No.

9872

Serial No.
08/746,360Filing Date
November 8, 1996Examiner
F. JaworskiGroup Art Unit
3737Invention: **FINITE AMPLITUDE DISTORTION-BASED INHOMOGENEOUS PULSE ECHO
ULTRASONIC IMAGING**

FAX RECEIVED

JUN 29 2000

GROUP 3700

I hereby certify that this Letter
(Identify type of correspondence)
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-305-3590)

on June 29 2000
(Date)

John S. Sensny

(Typed or Printed Name of Person Signing Certificate)

John S. Sensny
(Signature)

Note: Each paper must have its own certificate of mailing.